

**INVENTEK**

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**Fax****RECEIVED  
CENTRAL FAX CENTER****APR 11 2005****Patent Application Ser. No.:** 10/766,174**Ref./Docket No:** CISCO-6592**1st Named Applicant:** Timothy S. Olson**Examiner.:** (Unknown)**Filing Date:** January 28, 2004**Art Unit:** 2857**FAX COVER PAGE**

**TO:** Attn: Office of Petitions  
Mail Stop Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

United States Patent and Trademark Office  
(Art Unit 2857)

**Fax No.:** 703-872-9306**DATE:** April 11, 2005**FROM:** Dov Rosenfeld, Reg. No. 38,687

**RE:** PETITION TO REVIVE APPLICATION UNINTENTIONALLY ABANDONED  
NOTIFICATION OF FOREIGN FILING, &  
REQUEST TO RESCIND PREVIOUS NONPUBLICATION REQUEST

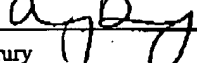
*Number of pages including cover:* 7

**OFFICIAL COMMUNICATION  
ATTN: OFFICE OF PETITIONS**

**Certificate of Facsimile Transmission under 37 CFR 1.8**

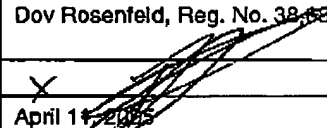
I hereby certify that this response is being facsimile transmitted to the United States Patent and Trademark Office at telephone number 703-872-9306 addressed to Mail Stop PGPUB, the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on.

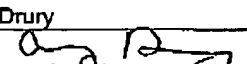
Date: April 11, 2005

Signed:   
Name: Amy Drury

<h1 style="text-align: center;">TRANSMITTAL FORM</h1> <p style="text-align: center;"><i>(to be used for all correspondence after initial filing)</i></p>	Application Number	10/766,174
	Filing Date	28 Jan 2004
	First Named Inventor	Olson, Timothy S.
	Group Art Unit	2857
	Examiner Name	
Attorney Docket Number		CISCO-6592

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> <input type="checkbox"/> After Final <input type="checkbox"/> <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request of Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): <input checked="" type="checkbox"/> Petition to Revive Application Unintentionally Abandoned <input checked="" type="checkbox"/> Request to rescind nonpublication request and Notice of Foreign Filing
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT/ CORRESPONDENCE ADDRESS	
Firm or Individual name	Dov Rosenfeld, Reg. No. 38,487
Signature	
Date	April 11, 2005
ADDRESS FOR CORRESPONDENCE	
Firm or Individual name	Dov Rosenfeld 5507 College Ave, Ste 2 Oakland, CA 94618 Tel: 510-547-3378

CERTIFICATE OF FACSIMILE TRANSMISSION			
I hereby certify that this correspondence is being facsimile transmitted with the United States Patent and Trademark Office at Telephone number 703-872-9318 addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date:			
Type or printed name	Amy Drury	Date	April 11, 2005
Signature			

APR 11 2005

PTO/SB/84 (09-04)

Approved for use through 07/31/2008. OMB 0851-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT  
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number (Optional)  
CISCO-6592

First named inventor: Olson, Timothy S.

Application No.: 10/766,174 ✓

Art Unit: 2857

Filed: 28 Jan 2004

Examiner: (Unknown)

Title: A METHOD, APPARATUS, AND SOFTWARE PRODUCT FOR DETECTING ROGUE ACCESS POINTS IN A WIRELESS NETWORK

Attention: Office of Petitions

**Mail Stop Petition**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX: (703) 872-9306

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee -- required for all utility and plant applications filed before June 8, 1995; and for all design applications; and 04/12/2005 BANNER 00000010 10766174
- (4) Statement that the entire delay was unintentional.

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**1. Petition fee**☐ Small entity-fee \$ \_\_\_\_\_ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.☒ Other than small entity - fee \$ 1,500 (37 CFR 1.17(m)).**2. Reply and/or fee****A. The reply and/or fee to the above-noted Office action in**the form of Request to rescind nonpublication request, and notice of foreign filing (identify type of reply):☐ has been filed previously on \_\_\_\_\_.☒ is enclosed herewith.**B. The issue fee and publication fee (if applicable) of \$ \_\_\_\_\_.**☐ has been paid previously on \_\_\_\_\_.☐ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/64 (09-04)

Approved for use through 07/31/2006. OMB 0551-0031  
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## 3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

## 4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

X \_\_\_\_\_  
Signature  
Dov Rosenfeld  
Typed or printed name

April 11, 2005  
Date

38687  
Registration Number, if applicable

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Address

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Telephone Number

Oakland, CA 94618  
Address

- Enclosures: ☒ Fee Payment
- ☒ Reply in form of request to rescind nonpublication request and notice of foreign filing
- ☐ Terminal Disclaimer Form
- ☒ Additional sheets containing statements establishing unintentional delay
- ☐ Other: \_\_\_\_\_

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- ☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- ☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (703) 872-9306.

April 11, 2005  
Date

Amy Drury  
Signature  
Amy Drury  
Typed or printed name of person signing certificate

[Page 2 of 2]

Ref./Docket No: \_

Patent

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED  
CENTRAL FAX CENTER

APR 11 2005

First Applicant: Timothy S. Olson

Application No.: 10/766,174

Filed: January 28, 2004

Title: A METHOD, APPARATUS, AND  
SOFTWARE PRODUCT FOR  
DETECTING ROGUE ACCESS POINTS  
IN A WIRELESS NETWORK

Group Art Unit: 2857

Examiner: (Unassigned)

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)Attn: Office of Petitions  
Mail Stop Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Commissioner:

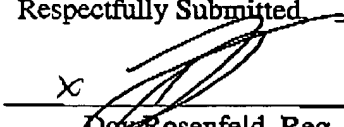
The above-identified application became abandoned for failure to file a timely request to rescind a previously filed nonpublication request and notice of foreign filing. This application was foreign filed on April 20, 2004. Thus, this application became abandoned 46 days from this date.

Applicant(s) hereby petition(s) for revival of this application.

The petition fee, the request to rescind the nonpublication request, and the notice of foreign filing are attached hereto.

**STATEMENT:** This error was discovered today. The entire delay in filing the required request to rescind a previously filed nonpublication request and notice of foreign filing from the due date for the required reply until the filing of this grantable petition under 37 CFR 1.137(b) was unintentional. Further, I hereby declare under penalty of perjury under the laws of the United States of America that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully Submitted

April 11, 2005  
Date  
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